

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Applicant:

LUTZ BRANDT ET AL.

Case No: FA 1068 US NA

Application No: 10/089,810

Art Unit: 1762

Filed: AUGUST 5, 2002

Examiner: ELENA TSOY

For: METHOD FOR PRODUCING BASE  
VARNISH/CLEAR VARNISH-TWO-COAT  
VARNISHES AND/OR TRANSPARENT  
SEALING LAYERS

**INFORMATION DISCLOSURE SUBMISSION STATEMENT**

Commissioner for Patents  
Po Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants submit herewith PTO Forms SB/08A and SB/08B identifying DE Patent No. 196 35 447 to Herberts GMBH, DE Patent No. 196 04 177 to Henkel KGAA, and the PCT International Search Report with a mailing date of May 8, 2001, all of which the Examiner may consider material to examination of this application, as well as, legible copies of, and English language abstracts for DE 196 35 447 and DE 196 04 177, and a legible copy of the PCT Search Report.

In accordance with 37 C.F.R. § 1.97 (c)(2), the \$180.00 fee set forth in 37 CFR § 1.17(p) accompanies this response as the present IDS is being filed before the mailing date of a Final Office Action.

It is applicants understanding that although Examiners consider International Search Reports, they are not listed on the front of the issued patent, and are therefore normally crossed off of the form SB/08B. Accordingly, unless indicated in the record otherwise, it will be assumed that the Examiner has considered the International Search Report with a mailing date of May 8, 2001.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this

Application No. 10/089,810  
Case No. FA 1068


information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that an exhaustive search has been made, or that there does not exist information more material to the examination of the present patent application. The Examiner is specifically requested not to rely solely on the material submitted herewith. It is further understood that the Examiner will review art of record in all 35 U.S.C. § 120 priority documents.

It is respectfully requested that the Examiner initial and return a copy of the enclosed SB/08A and SB/08B forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

In accordance with 37 C.F.R. § 1.97 (c)(2), Applicants authorize the \$180.00 fee to be charged to Deposit Account No. 04-1928 (E.I. du Pont de Nemours and Company). Applicants believe there are no other fees currently due, but if there are any other fees due that are not accounted for, please charge such fees to Deposit Account No. 04-1928 (E.I. du Pont de Nemours and Company).

Respectfully submitted,

By:   
Hilmar L. Fricke  
Reg. No. 22,384  
Phone 302 984-6058  
Facsimile 302 658-1192

Date: June 7, 2004



Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

*(Use as many sheets as necessary)*

Sheet 1

of 2

**Complete if Known**

Application Number	10/089,810
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Filing Date	August 5, 2002
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First Named Inventor	Brandt et al.
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Art Unit	1762
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Examiner Name	E. Tsoy
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Attorney Docket Number	FA 1068 US NA
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## U. S. PATENT DOCUMENTS

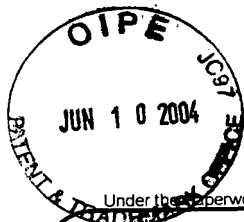
FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>2</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		DE 196 35 447	11-20-1997	Herberts GMBH	English Abstract	
		DE 196 04 177 A	8-7-1997	Henkel KGAA	English Abstract	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.*



PTO/SB/08B (08-03)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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Filing Date	August 5, 2002
First Named Inventor	Brandt et al.
Art Unit	1762
Examiner Name	E. Tsoy
Attorney Docket Number	FA 1068 US NA

Sheet

2

of

2

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Copy of International Search Report - Application No. PCT/EP 00/09387- Dated May 8, 2001	

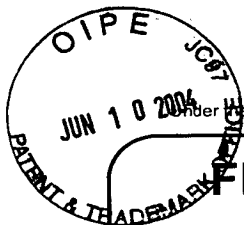
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<b>FEE TRANSMITTAL</b> <b>for FY 2004</b>  <i>Patent fees are subject to annual revision.</i>		<b>Complete if Known</b>	
		Application Number	10/089,810
		Filing Date	August 5, 2002
		First Named Inventor	Lutz Brandt
		Examiner Name	Elena Tsoy
<input type="checkbox"/> Applicant Claims small entity status. See 37 CFR 1.27		Group / Art Unit	1762
<b>TOTAL AMOUNT OF PAYMENT</b> (\$ ) 180.00		Attorney Docket No.	FA1068 US NA

<b>METHOD OF PAYMENT (check all that apply)</b>		<b>FEE CALCULATION (continued)</b>																																																																																																																																																																																											
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unavoidable</td><td></td></tr><tr><td>1453</td><td>1,330</td><td>2453</td><td>665</td><td>Petition to revive - unintentional</td><td></td></tr><tr><td>1501</td><td>1,330</td><td>2501</td><td>665</td><td>Utility issue fee (or reissue)</td><td></td></tr><tr><td>1502</td><td>480</td><td>2502</td><td>240</td><td>Design issue fee</td><td></td></tr><tr><td>1503</td><td>640</td><td>2503</td><td>320</td><td>Plant issue fee</td><td></td></tr><tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr><tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(q)</td><td></td></tr><tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td>180</td></tr><tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>1809</td><td>770</td><td>2809</td><td>385</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td><td></td></tr><tr><td>1810</td><td>770</td><td>2810</td><td>385</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td><td></td></tr><tr><td>1801</td><td>770</td><td>2801</td><td>385</td><td>Request for Continued Examination (RCE)</td><td></td></tr><tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td><td></td></tr><tr><td colspan="6">Other fee (specify) _____</td></tr></tbody></table>				Large Entity		Small Entity		Fee Description	Fee Paid	Fee Code	Fee (\$)	Fee Code	Fee (\$)	1051	130	2051	65	Surcharge - late filing fee or oath		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet.		1053	130	1053	130	Non-English specification		1812	2,520	1812	2,520	For filing a request for reexamination		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for reply within first month		1252	420	2252	210	Extension for reply within second month		1253	950	2253	475	Extension for reply within third month		1254	1,480	2254	740	Extension for reply within fourth month		1255	2,010	2255	1,005	Extension for reply within fifth month		1401	330	2401	165	Notice of Appeal		1402	330	2402	165	Filing a brief in support of an appeal		1403	290	2403	145	Request for oral hearing		1451	1,510	1451	1,510	Petition to institute a public use proceeding		1452	110	2452	55	Petition to revive - unavoidable		1453	1,330	2453	665	Petition to revive - unintentional		1501	1,330	2501	665	Utility issue fee (or reissue)		1502	480	2502	240	Design issue fee		1503	640	2503	320	Plant issue fee		1460	130	1460	130	Petitions to the Commissioner		1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		1806	180	1806	180	Submission of Information Disclosure Stmt	180	8021	40	8021	40	Recording each patent assignment per property (times number of properties)		1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))		1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))		1801	770	2801	385	Request for Continued Examination (RCE)		1802	900	1802	900	Request for expedited examination of a design application		Other fee (specify) _____					
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<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Name (Print/Type)	Hilmar L. Fricke	Registration No. Attorney/Agent)	22,384
Signature		Telephone	(302) 984-6058
		Date	June 7, 2004

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